IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

Bail Appl..No. 220 of 2007()

Crime No.12/07 of Tirur Police Station

: PETITIONERS/IST, 2ND & 3RD ACCUSED

---

1. FAKRUDHEEN, S/O.MOHAMMED ALI,
   VANIYAPEEDIKAKKAL HOUSE, P.O.MANGALAM,
   TIRUR, MALAPPURAM DISTRICT.

2. MARIYAKUTTY, W/O.MOHAMMED ALI,
   VANIYAPEEDIKAKKAL HOUSE, P.O.MANGALAM,
   TIRUR, MALAPPURAM DISTRICT.

3. SOUDABI, W/O.MOHAMMED,
   VANIYAPEEDIKAKKAL HOUSE, P.O.MANGALAM,
   TIRUR, MALAPPURAM DISTRICT.

BY ADV. SRI.K.P.MUJEEB

RESPONDENT: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 16/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

==========

B.A.No. 220 of 2007

==========

Dated this the 16th day of January, 2007.

ORDER

Petitioners, who are accused Nos. 1 to 3 in Crime No.12 of 2007 of Tirur Police Station for offences punishable under Sections 494 and 498A read with Section 34 I.P.C., seek anticipatory bail.

2. At the time of hearing, the learned counsel for the petitioners submitted that he is not pressing the request for bail for the first petitioner. Petitioners 2 and 3, who are accused Nos. 2 and 3 are the mother and sister of the first accused.

3. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

4. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to petitioners 2 and 3. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release petitioners 2 and 3 on bail for a period of one month in the event of their arrest in connection with the above case

on each of them executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioners 2 and 3 shall make themselves available for interrogation as and when required by the Investigating Officer.

2. Petitioners 2 and 3 shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

3. Petitioners 2 and 3 shall not commit any offence while on bail.

4. Petitioners 2 and 3 shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is partly allowed as above.

V.RAMKUMAR,
JUDGE.

ess 16/1